

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

RICHARD BUSTAMANTE,

Plaintiff,

vs.

No. CIV 18-0237 JB\GJF

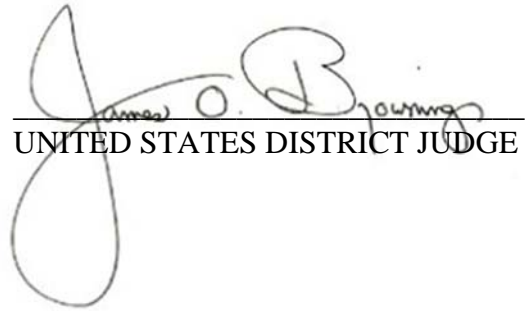
NANCY A. BERRYHILL, Acting Commissioner
of the Social Security Administration,

Defendant.

MEMORANDUM OPINION AND ORDER

THIS MATTER comes before the Court on the United States Magistrate Judge's Order to Show Cause, filed April 1, 2019 (Doc. 22)("Show Cause Order"). The Show Cause Order required Plaintiff Richard Bustamante either to respond to the Defendant's Motion to Dismiss Pursuant to Fed. R. Civ. P. 12(b)(1), filed January 28, 2019 (Doc. 18)("Motion to Dismiss"), by April 15, 2019, or to show cause why the Court should not dismiss his Civil Rights Complaint Pursuant to 42 U.S.C. § 1983, filed March 12, 2018 (Doc. 1). See Show Cause Order at 1 (noting that Bustamante's initial response deadline was February 11, 2019, and reminding Bustamante that, under the Court's local rules, the failure to respond "constitutes consent to grant the motion" (internal quotation marks omitted)(quoting D.N.M.LR-Civ. 7.1(b))). The Show Cause Order further cautioned that Bustamante's continued failure to respond "may result in the DISMISSAL of Plaintiff's complaint without prejudice." Show Cause Order at 2 (emphasis in original). Nonetheless, despite these clear warnings, Bustamante has failed to respond in any way to the Show Cause Order.

IT IS ORDERED that this case is dismissed without prejudice.



UNITED STATES DISTRICT JUDGE

Parties and counsel:

Richard L. Bustamante
Serafina, New Mexico

Plaintiff Pro Se

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United States Attorney
Manuel Lucero
Assistant United States Attorney
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--and--

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